

---

By: **Senator Stone**  
Introduced and read first time: March 3, 2004  
Assigned to: Rules

---

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure - Driver's License Offenses - Statute of Limitations**

3 FOR the purpose of altering the statute of limitations for the prosecution of  
4 unlawfully using a driver's license or fraudulently using a false or fictitious  
5 name when applying for a driver's license; making the statute of limitations  
6 under certain circumstances extend a certain number of years after the victim  
7 discovers the offense; and generally relating to the statute of limitations for  
8 certain driver's license offenses.

9 BY repealing and reenacting, with amendments,  
10 Article - Courts and Judicial Proceedings  
11 Section 5-106(c)  
12 Annotated Code of Maryland  
13 (2002 Replacement Volume and 2003 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Courts and Judicial Proceedings**

17 5-106.

18 (c) (1) [A prosecution under the vehicle code shall be instituted within 2  
19 years after the offense was committed if the charge is] THIS SUBSECTION APPLIES TO  
20 A PROSECUTION UNDER THE VEHICLE CODE FOR A CHARGE OF:

21 [(1)] (I) Unlawfully using a driver's license; or

22 [(2)] (II) Fraudulently using a false or fictitious name when applying for  
23 a driver's license.

24 (2) A PROSECUTION SHALL BE INSTITUTED WITHIN 2 YEARS AFTER THE  
25 OFFENSE WAS COMMITTED OR WITHIN 2 YEARS AFTER THE VICTIM DISCOVERED  
26 THE OFFENSE, WHICHEVER IS LATER.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 October 1, 2004.